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OFFICE OF WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1991

— ● —

ENROLLED

HOUSE BILL No. 2600

(By Mr. Speaker, Mr. Chambers, & Del. Bunk)
[By Request of the Executive]

— ● —

Passed March 9, 1991

In Effect 90 Days From Passage

ENROLLED
H. B. 2600

(By MR. SPEAKER, MR. CHAMBERS, AND DELEGATE BURK)
[By Request of the Executive]

[Passed March 9, 1991; in effect ninety days from passage.]

AN ACT to amend article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section one-a, relating to motor vehicles, registration of vehicles of new residents.

Be it enacted by the Legislature of West Virginia:

That article three, chapter seventeen-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section one-a, to read as follows:

**ARTICLE 3. ORIGINAL AND RENEWAL OF REGISTRATION;
ISSUANCE OF CERTIFICATES OF TITLE.**

§17A-3-1a. Registration of vehicles of new residents.

1 (a) Every owner of a motor vehicle, trailer or other
2 vehicle, shall, within thirty days after taking up
3 residence in the state, apply to the division and obtain
4 registration and title for the vehicle.

5 (b) For the purposes of this chapter there is a
6 rebuttable presumption that a natural person is a
7 resident of this state if any of the following elements
8 exist including, but not limited to:

9 (1) The person is registered to vote in this state.

10 (2) The person enrolls the person's child to be edu-

11 cated in a public elementary or secondary school in this
12 state.

13 (3) The person is receiving public assistance from this
14 state.

15 (4) The person resides or has continuously remained
16 in this state for a period exceeding thirty days except
17 for infrequent or brief absences.

18 (5) The person has accepted employment or engages
19 in any trade, profession, or occupation within this state,
20 except that this does not include a person who is
21 commuting from the person's residence in another state
22 or whose employment is seasonal or temporary, not
23 exceeding ninety days.

24 (6) The person has filed for a homestead tax exemp-
25 tion on property in this state.

26 "Resident" does not include a person who is attending
27 a college, university or other educational institution in
28 this state, if the person has a domicile in another state
29 and has a valid operator's license and vehicle registra-
30 tion issued by the state of domicile. "Resident" also does
31 not include members of the armed forces who are
32 stationed in West Virginia, providing that their vehicles
33 are properly registered in their state of residence, or a
34 member of the armed forces stationed in another state
35 or country providing that their vehicles are properly
36 registered in that state or country.

37 A corporation, association, partnership, company or
38 firm whose principal place of business is located within
39 this state is a resident of this state.

40 The provisions of this section shall not apply to
41 vehicles registered under proportional registration
42 agreement.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Somer Seck

Chairman Senate Committee

Barnes & Wade

Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

Narrell E. Albee

Clerk of the Senate

Donald G. Koff

Clerk of the House of Delegates

Walter Burdette

President of the Senate

Bill Huber

Speaker of the House of Delegates

The within *is approved* this the *1st*
day of *April*, 1991.

Yaston Caperton

Governor

PRESENTED TO THE

GOVERNOR

Date 3/28/91

Time 10:10 am